

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF PENNSYLVANIA**

In re:	:	
	:	
ALLEN LARRY SOROCIELLO	:	Chapter 13
KRISTIE LYNN SOROCIELLO	:	
Debtors	:	Case No. 20-12905-PMM
	:	

**STANDING CHAPTER 13 TRUSTEE'S MOTION FOR  
ALTERNATIVE DISBURSEMENT**

Scott. F. Waterman, Esquire, Standing Chapter 13 Trustee, by and through his counsel, requests that the Court authorize disbursement of certain funds to creditors for the following reasons:

1.     Debtors filed the above-captioned case on July 6, 2020 and their plan (8<sup>th</sup> Modified Plan) was last modified on October 27, 2022.
2.     The Debtors' Modified Plan ("Plan") sets forth the following order of distribution of payments:

Level 1: Trustee's Commissions  
Level 2: Domestic Support Obligations  
Level 3: Adequate Protection Payments  
Level 4: Debtor's attorney's fees  
Level 5: Priority claims, pro rata  
Level 6: Secured claims, pro rata  
Level 7: Specially classified unsecured claims  
Level 8: General unsecured claims  
Level 9: Untimely filed general unsecured non-priority claims to which debtor has not objected.

See Plan, Section 8: Order of Distribution.

3.     The Debtors' Plan proposed for the Trustee to pay Debtors' counsel a total of \$5,500.00, subject to counsel seeking approval of his fee in accordance with 11 U.S.C. §330 and Bankruptcy Rule 2016.

4. Debtors' counsel has only sought court approval of \$5,00.00 of his fee, and has failed to file a second Supplemental Fee Application in accordance with 11 U.S.C. §330.

5. The Trustee has been retaining the amount of \$500.00 for Debtors' counsel's fees, which could be used to pay remaining unpaid creditors.

6. Since Debtors' counsel has not filed a second Supplemental Fee Application, the Chapter 13 Trustee requests this Court authorize the Trustee to disburse the funds being set aside to pay Debtors' counsel to be, instead, disbursed to the remaining unpaid creditors in accordance with the terms of the Plan.

**WHEREFORE**, Scott F. Waterman, Esquire, Chapter 13 Standing Trustee, respectfully requests that this Court enter an Order in the form annexed hereto, authorizing him to disburse the funds being held by his office to the remaining unpaid creditors in accordance with the terms of the Modified Plan.

Respectfully submitted,

Date: April 20, 2023

/s/ *Rolando Ramos*  
Rolando Ramos, Esq.  
for  
Scott F. Waterman, Esquire  
Standing Chapter 13 Trustee